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Attorneys for Defendant
CITY AND COUNTY OF HONOLULU

IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF HAWAI'I

TEVITATONGA SINAMONI
VAOKEHEKEHE CADIENTE and
VAOKEHEKEHE MOUHUNGafa
MATAELE,

Plaintiffs,

vs.

THE CITY AND COUNTY OF
HONOLULU; DOE POLICE
OFFICERS 1-30, inclusive,
individually; and DOES 1-30,
inclusive,

Defendants.

CIVIL NO. CV24-00022 JMS-WRP

DEFENDANT CITY AND
COUNTY OF HONOLULU'S
MOTION TO DISMISS
PLAINTIFF'S FIRST AMENDED
COMPLAINT (DKT. 7);
MEMORANDUM IN SUPPORT OF
MOTION; DECLARATION OF
PAGE C. K. OGATA; EXHIBIT "A";
CERTIFICATE OF SERVICE

Judge: J. Michael Seabright
Trial Date: None.

**DEFENDANT CITY AND COUNTY OF HONOLULU’S MOTION TO
DISMISS PLAINTIFFS’ FIRST AMENDED COMPLAINT (DKT. 7)**

Defendant City and County of Honolulu (“City”) moves this Honorable Court for an order dismissing the claims against it in Plaintiffs’ Tevitatonga Sinamoni Vaokehekehe Cadiente (“Cadiente”) and Vaokehekehe Mouhungafa Mataele’s (“Mataele”) (collectively, “Plaintiffs”) First Amended Complaint (“FAC”). Dkt. 7.

This motion is brought pursuant to Rules 7, 8(a)(2), and 12(b)(6) of the Federal Rules of Civil Procedure, and Local Rule 7.8, and is based upon the memorandum in support of motion, and the record and files herein, as well as such oral or written matters that may be offered at the hearing on this matter.

CONFERENCE: Pursuant to LR 7.8, the conference of counsel took place on February 2, 2024.

HEARING: The City’s position is that the Court may decide this motion without a hearing pursuant to LR 7.1(c).

DATED: Honolulu, Hawai‘i, February 16, 2024.

DANA M.O. VIOLA
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By: /s/ Page C. K. Ogata
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